

Appl. No. 10/052,800
Amdt. Dated July 5, 2005
Reply to Office Action of 03/04/05

Docket No. CM04263H
Customer No. 22917

REMARKS/ARGUMENTS

Claims 1-20 remain pending. Applicant respectfully requests reconsideration of this application in view of these remarks and arguments.

The Examiner has rejected Claims 1-9 and 14 under 35 U.S.C. 102(e) as being anticipated by Reichelt, et al. (USPN 6,295,447). Applicant traverses these rejections. Applicant submits that Reichelt does not anticipate Claims 1-9 and 14 because it fails to disclose all of the limitations recited in Claims 1, 9 and 14 and included by dependency in Claims 2-8.

With respect to Claim 1, Reichelt does not disclose "a service management agent adapted to manage the provision of different types of services to an individual communication device of the plurality of communication devices." Reichelt instead discloses a service provider that provides one type of service, e.g., a wireless communication service, (instead of different types of services as is recited in Claim 1) and also provides for one or more "features" associated with this single type of service.

For these reasons, Applicant believes that Claim 1 and Claims 2-8 that depend from and include all of the limitations of Claim 1 are in a condition for allowance.

With respect to Claim 9, Reichelt does not disclose "requesting by a service provider, from a service management agent associated with a communication device, permission to provide a service to the communication device." Reichelt instead discloses a subscriber or operator of a mobile station requesting the provision of certain of the features provided for by the service provider. ("The subscriber may turn "ON" all or a subset of the total set of features." Col. 2, lines 41-42. "The subscriber may specify one or more parameters (e.g., conditions) under which a feature is to be executed." Col. 2, lines 44-46. "The present invention enables the invocation of the feature to be dependent on subscriber and/or operator conditions. Based on a given set of conditions, the subscriber and/or operator may define one or more logical expressions that . . . trigger the execution of the feature with the specified action." Col. 3, lines 57-62.) Thus, the provision of the feature is not triggered by a request from the service provider

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as the Examiner argues but by the conditions and logical expression defined by the subscriber/operator of the mobile station as is explicitly disclosed in Reichelt. Based on the same arguments, Applicant submits that Reichelt does not disclose the limitations recited in Claim 14 of "receiving, by the service management agent, a request by a service provider to provide a first service to the communication device."

For all of these reasons, Applicant submits that Claims 9 and 14 are in a condition for allowance.

The Examiner has rejected Claims 10, 11, 15 and 17-20 under 35 U.S.C. 103(a) as being unpatentable over Reichelt, et al. (USPN 6,295,447), as applied to claims 9, 14 above, and further in view of Rabe, et al. (USPN 6,138,010). Applicant traverses these rejections. As argued above, Reichelt does not disclose the limitations recited in Claim 9 and included by dependency in Claims 10 and 11 of "requesting by a service provider, from a service management agent associated with a communication device, permission to provide a service to the communication device" and the limitations recited in Claim 14 and included by dependency in Claims 15 and 17-20 of "receiving, by the service management agent, a request by a service provider to provide a first service to the communication device." Rabe also fails to teach or suggest these limitations.

Therefore, Applicant submits that Claims 10, 11, 15 and 17-20 are in a condition for allowance.

The Examiner has rejected Claims 12 and 13 under 35 U.S.C. 103(a) as being unpatentable over Reichelt, et al. (USPN 6,295,447), as applied to claims 9 above, and further in view of Giordano, III, et al. (USPN 6,285,364). Applicant traverses these rejections. As argued above, Reichelt does not disclose the limitations recited in Claim 9 and included by dependency in Claims 12 and 13 of "requesting by a service provider, from a service management agent associated with a communication device, permission to provide a service to the communication device." Giordano, III, et al. also fails to teach or suggest these limitations.

Therefore, Applicant submits that Claims 12 and 13 are in a condition for allowance.

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The Examiner has rejected Claim 16 under 35 U.S.C. 103(a) as being unpatentable over Reichelt, et al. (USPN 6,295,447), as applied to claim 14 above, and further in view of Mangal (USPN 6,801,519). Applicant traverses these rejections. As argued above, Reichelt does not disclose the limitations recited in Claim 14 and included by dependency in Claim 16 of "receiving, by the service management agent, a request by a service provider to provide a first service to the communication device." Mangal also fails to teach or suggest these limitations.

Therefore, Applicant submits that Claim 16 is in a condition for allowance.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicant has argued herein that such amendment was made to distinguish over a particular reference or combination of references.

The Applicants believe that the subject application, as amended, is in condition for allowance. Such action is earnestly solicited by the Applicants.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicant's attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

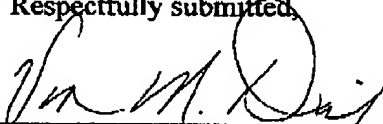
Please charge any fees that may be due to Deposit Account 502117, Motorola, Inc.

SEND CORRESPONDENCE TO:

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Respectfully submitted,

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Attachments